

| | | |
|---|--|--|
| TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED / ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371 | | ATTORNEY'S DOCKET NUMBER P69482US1 |
| | | US APPLICATION NO. (If known, see 37 CFR 1.55) 10/581547 |
| INTERNATIONAL APPLICATION NO. PCT/EP04/053604 | INTERNATIONAL FILING DATE 20 December 2004 | PRIORITY DATE CLAIMED 19 December 2003 |
| TITLE OF INVENTION PHARMACEUTICAL COMPOSITION | | |
| APPLICANT(S) FOR DO/EO/US Karl-Hermann SCHLINGENSIEPEN and Reimar SCHLINENSIEPEN | | |

Applicant herein submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information.

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☐ The US has been elected (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2)) is hereby incorporated by reference and
 - a. ☒ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ A translation of the annexes to the Internatl. Preliminary Examination report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern other document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☒ An assignment document for recording. A separate cover sheet compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment.
☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information:

International Search Report
PCT/IB/301 Form
PCT/IB/304 Form
PCT/IB/308 Form
First Page of Publication
Sequence Listing
Transmittal of CRF and Statement Under 37 CFR 1.821(g)

| | | | | | |
|---|--------------|---|------------|--------------------------|--------------|
| US APPLICATION NO. (If known, see 37 CFR 1.5) | | INTERNATIONAL APPLICATION NO. | | ATTORNEY'S DOCKET NUMBER | |
| 10/581547 | | PCT/EP04/053604 | | P69482US1 | |
| The following fees are submitted: | | | | CALCULATIONS | PTO USE ONLY |
| 17. <input checked="" type="checkbox"/> Basic national fee \$300 | | | | \$ 300 | |
| 18. <input checked="" type="checkbox"/> Examination fee (37 CFR 1.492(c)) | | | | | |
| If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)..... \$0 | | | | | |
| All other situations..... \$200 | | | | \$ 200 | |
| 19. <input checked="" type="checkbox"/> Search fee (37 CFR 1.492(b)) | | | | | |
| If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)..... \$0 | | | | | |
| Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority..... \$100 | | | | | |
| International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB..... \$400 | | | | | |
| All other situations..... \$500 | | | | \$ 500 | |
| TOTAL of 17, 18 and 19 = | | | | | |
| Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof. | | | | | |
| Total Sheets | Extra Sheets | Number of each additional 50 or fraction Thereof (round up to a whole number) | Rate | | |
| *** - 100 = *** | *** / 50 = | **** | x 250.00 | \$ | |
| Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)). | | | | \$ | |
| Claims | Number Filed | Number Extra | Rate | | |
| Total Claims | 29 - 20 = | -9- | x \$50.00 | \$ 450 | |
| Independent Claims | 10 - 3 = | -7- | x \$200.00 | \$ 1400 | |
| Multiple Dependent Claim(s) (if applicable) | | | +\$360.00 | \$ | |
| TOTAL OF ABOVE CALCULATIONS = | | | | \$ 2850.00 | |
| Reduction by 1/2 for filing by small entity, if applicable. Verified Small Entity statement enclosed. (Note 37 CFR 1.9, 1.27, 1.28). | | | | \$ | |
| SUBTOTAL = | | | | \$ 2850.00 | |
| Processing fee of \$130 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)) | | | | \$ | |
| TOTAL NATIONAL FEE = | | | | \$ 2850.00 | |
| Fee of \$40.00 for recording the enclosed assignment (37 CFR 1.21(h)). Assignment must be accompanied by appropriate cover sheet (37 CFR 3.28, 3.31). | | | | \$ 40.00 | |
| TOTAL FEES ENCLOSED = | | | | \$ 2890.00 | |

10/581547

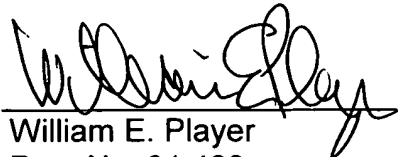
- a. ☒ A Credit Card Payment Form authorizing the amount of \$ 2890.00 to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account No. 06-1358 in the amount of \$ 2890.00 to cover the above fees. A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge my account any additional fees set forth in §1.492 during the pendency of this application, or credit any overpayment to Deposit Account No. 06-1358. A duplicate copy of this sheet is enclosed.

RECEIVED 02 JUN 2006

SEND ALL CORRESPONDENCE TO:

JACOBSON HOLMAN PLLC
400 7th Street, N.W., Suite 600
Washington, DC 20004
202-638-6666

CUSTOMER NUMBER: 00136

By 
William E. Player
Reg. No. 31,409

JH 01/06